

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

TODD FENER,	)	No. 04-cv-12375-RCL
	)	
Plaintiff,	)	<u>CLASS ACTION</u>
	)	
vs.	)	
	)	
ASPEN TECHNOLOGY, INC., et al.,	)	
	)	
Defendants.	)	
	)	
<hr/> RICK STOCKMASTER, Individually and On	)	No. 04-cv-12387-RCL
Behalf of All Others Similarly Situated,	)	
	)	<u>CLASS ACTION</u>
Plaintiff,	)	
	)	
vs.	)	
	)	
ASPEN TECHNOLOGY, INC., et al.,	)	
	)	
Defendants.	)	
	)	
<hr/>	)	

LOCAL RULE 7.1(a)(2) CERTIFICATION

Civil Local Rule 7.1(a)(2) requires counsel to certify that they have conferred and attempted in good faith to resolve or narrow the issue before the Court. On January 4, 2005, and January 7, 2005, proposed lead counsel (Ramzi Abadou, Esq.) for Operating Engineers Construction Industry and Miscellaneous Pension Fund (Local 66) and City of Roseville Employees' Retirement System conferred with counsel for defendants to discuss Local Rule 7.1(a)(2)'s requirements. Counsel agreed that Local Rule 7.1(a)(2) is inapplicable to motions submitted pursuant to the Private Securities Litigation Reform Act of 1995 because said motions are mandated by statute. *See* 15 U.S.C. §§78u-4, *et seq.*

DATED: January 10, 2005

Respectfully submitted,

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon the attorney of record for each party by mail on 1/10/05

/s/ Theodore M. Hess-Mahan

/s/ Theodore M. Hess-Mahan

THEODORE M. HESS-MAHAN

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